

AN ORDINANCE

07-○ -0497

BY

Clarence Martin

AN ORDINANCE TO AMEND SECTION 16-28.008 (10) OF THE CITY OF ATLANTA ZONING CODE SO AS TO ELIMINATE THE ONE (1) YEAR RESTRICTION IMPOSED UPON PRIVATE PROPERTY VENDORS WITH RESPECT TO A VENDING SITE; TO WAIVE CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.

Whereas, the City of Atlanta has an interest in regulating vending on private property; and

Whereas, the City of Atlanta Code of Ordinances currently prohibits a permitted vendor from conducting business on a specified parcel beyond one year; and

Whereas, this provision creates a hardship for vendors; and

Whereas, the one year restriction only serves to limit the vending activities of a single vendor, and does not eliminate vending from a site after one year, because of the possibility of there being an indefinite line of different successive vendors, thus causing this restriction to defy logic; and

Whereas, pursuant to Ordinance # 05-0-1087, the City of Atlanta has already exempted private property vendors who exclusively sell food items from the one year location restriction; and

Whereas, such an exemption, if not unlawful and outright discriminatory, it surely is unfair to private property vendors who do not exclusively sell food items.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS AS FOLLOWS:

Section 1: Section 16-28.008 (10)(f) which appears to have been inadvertently omitted from the City Code, but which provides as follows:

(f) The length of time that such vendors may remain on any private parcel of land shall be one (1) year.

is here by repealed in its entirety.

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(Do Not Write Above This Line)

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First Reading

Committee _____
Date _____
Chair _____
Referred To _____

Committee

Date

Chair

Action
Fav, Adv, Hold (see rev. side)
Other

Members

Committee

Date

Chair

Action
Fav, Adv, Hold (see rev. side)
Other

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Refer To

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Committee

Date

Chair

Action
Fav, Adv, Hold (see rev. side)
Other

Members

Committee

Date

Chair

Action
Fav, Adv, Hold (see rev. side)
Other

Members

Date Referred 3/5/07

Referred To: Zoning

Date Referred

Referred To:

Date Referred

Referred To:

CERTIFIED

FINAL COUNCIL ACTION
☐ 2nd ☐ 1st & 2nd ☐ 3rd
Readings
☐ Consent ☐ V Vote ☐ RC Vote

MAYOR'S ACTION